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Attorney for Defendant
JOSHUA KNEPPER

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

FEB 13 2006
11 40 AM
at 11 o'clock and 40 min. M
SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII


UNITED STATES OF AMERICA,)	CR. NO. 05-00191-01 JMS
)	
Plaintiff,)	NOTICE OF MOTION;
)	MOTION TO COMPEL
vs.)	ELECTION BETWEEN
)	MULTIPLICITOUS FIREARM
JOSHUA KNEPPER,)	AND AMMUNITION COUNTS;
)	DECLARATION OF COUNSEL;
Defendant.)	EXHIBIT "A"; CERTIFICATE
)	OF SERVICE
)	
)	Date:
)	Time:
_____)	Judge: J. Michael Seabright

NOTICE OF MOTION

TO: EDWARD H. KUBO, JR., ESQ.
United States Attorney
LORETTA SHEEHAN, ESQ.
Assistant United States Attorney
PJKK Federal Building
300 Ala Moana Boulevard, Room 6100
Honolulu, Hawaii 96813

PLEASE TAKE NOTICE that the following motion will be heard
before the Honorable J. Michael Seabright, in his courtroom in the United States
Courthouse, 300 Ala Moana Boulevard, on _____, 2006, at
_____.m., or as soon thereafter as counsel may be heard.

DATED at Honolulu, Hawaii, FEB 13 2006.



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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

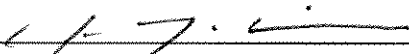
UNITED STATES OF AMERICA,)	CR. NO. 05-00191-01 JMS
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Plaintiff,)	MOTION TO COMPEL
)	ELECTION BETWEEN
vs.)	MULTIPlicitous FIREARM
)	AND AMMUNITIONS
JOSHUA KNEPPER,)	COUNTS
)	
Defendant.)	Date:
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MOTION TO COMPEL ELECTION BETWEEN
MULTIPlicitous FIREARM AND AMMUNITIONS COUNTS

COMES NOW Defendant JOSHUA KNEPPER (hereinafter
“Knepper”), by and through his counsel, Harlan Y. Kimura, and hereby moves this
Honorable Court for an order compelling the Government to elect among the
multiplicitous firearm and ammunition counts in the Indictment filed herein on
May 12, 2005.

This Motion is being made pursuant to FED. R. CRIM. P.12(b)(2) and 47, the attached memorandum of law, and the records and files in this matter.

DATED at Honolulu, Hawaii, FEB 13 2006.



HARLAN Y. KIMURA
Attorney for Defendant
JOSHUA KNEPPER